

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

re application of: **Robert Tam**
 Application No.: **Divisional of 09/624,855**
 Filed: **July 25, 2000**
 For: **Use of Ribavirin to Treat HCV Infection**

Group No.: **1623**
 Examiner: **H. Owens**

Assistant Commissioner for Patents
 Washington, D.C. 20231

AMENDMENT TRANSMITTAL

- Transmitted herewith is a preliminary amendment for this application.
- Applicant is other than a small entity.
- The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply. Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.
- The fee for claims (37 C.F.R. 1.16(b)-(d)) has been calculated as shown below:

	(Col. 1)	(Col. 2)	(Col. 3)	OTHER THAN A SMALL ENTITY		
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDIT. FEE	
TOTAL	8	—	20	= 0	x \$ 18.00	= \$ 0.00
INDEP.	3	—	3	= 0	x \$ 80.00	= \$ 0.00
FIRST PRESENTATION OF MULTIPLE DEP. CLAIM				+	\$ 0.00	= \$ 0.00
ADDIT. FEE				\$		0.00

No additional fee for claims is required.

Date: 5 April 2002



Robert D. Fish

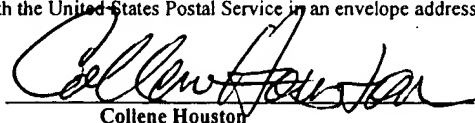
Reg. No.: 33,880
 Tel. No.: 714-641-5100
 Customer No.: 24392

Rutan & Tucker, LLP
 P.O. Box 1950
 Costa Mesa, CA 92626-1950

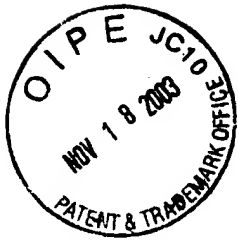
CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10*

I hereby certify that, on the date shown below, this correspondence is being deposited with the United States Postal Service in an envelope addressed to the Assistant Commissioner for Patents, Washington D.C. 20231.

Date: 4/9/02



Collene Houston



R. Tam
100330.213102US5

Patent

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231**

Inventor: **R. Tam**

Examiner: **H. Owens**

Serial No: **Divisional of 09/624,855**

Art Unit: **1623**

Filed: **July 25, 2000**

For: **Use of Ribavirin to Treat HCV
Infection**

PRELIMINARY AMENDMENT

The Honorable Commissioner
of Patents and Trademarks
Washington, D.C. 20231

Dear Sir:

Please enter the following as a preliminary amendment.

IN THE CLAIMS

Please add the following:

17. (Added) A method of selling Ribavirin to a physician for administering to a patient in a dosage range in order to induce an increase in Th1 activity in the patient thereby effecting a favorable immunological response.
18. (Added) The method of claim 17 further comprising provision of an interferon to be administered in combination with the Ribavirin.

REMARKS

The claim format of the above-added claims is supported by the specification (see e.g., *In Re Krodel et al.* 42 C.C.P.A. 993; 223 F.2d 285).